

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

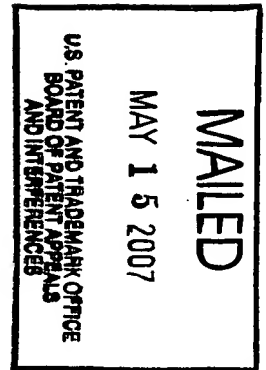
Ex parte DANIEL J. SHOFF, VALERIE L. BRONSON,
JOSEPH H. MATTHEWS, III, AND FRANK A. LAWLER

Application 09/349,638

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was received electronically at the Board of Patent Appeals and Interferences on April 9, 2007. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being electronically returned to the examiner. The matter requiring attention prior to docketing is identified below:

An Information Disclosure Statements (IDSs) were filed on July 8, 1999, May 6, 2004, and June 7, 2004. It is not apparent from the record whether the examiner considered the statement submitted or notified



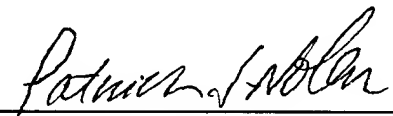
in 37 CFR §§1.97 and 1.98. A communication notifying appellants of the Primary Examiner's decision is required.

Accordingly, it is ORDERED that the application is returned to the Examiner to:

1) consider the IDSs filed July 8, 1999, May 6, 2004, and June 7, 2004, with appropriate notification to appellants regarding the Primary Examiner's decision and;

2) for such further action as may be appropriate.

BOARD OF PATENT APPEALS
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By: 

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